

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JULY 28 2005  
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In re Application of : Customer Number: 20277  
 Mitsuyoshi MORI, et al. : Confirmation Number: 7667  
 Application No.: 10/706,918 : Group Art Unit: 2814  
 Filed: November 14, 2003 : Examiner: PERALTA, Ginette

For: SOLID STATE IMAGING APPARATUS, METHOD FOR DRIVING THE SAME AND CAMERA USING THE SAME

Mail Stop Amendment  
 Honorable Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

No additional fee is required.  
 Applicant is entitled to small entity status under 37 CFR 1.27  
 Also attached: Response to Restriction Requirement

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	34	30	4	\$50.00 =	\$200.00
Independent Claims	4	5	0	\$200.00 =	\$0.00
Multiple dependent claims newly presented					\$0.00
Fee for extension of time					\$0.00
					\$0.00
Total of Above Calculations					\$200.00

Please charge my Deposit Account No. 500417 in the amount of \$200.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty  
 Registration No. 36,139

Please recognize our Customer No. 20277 as our correspondence address.

600 13<sup>th</sup> Street, N.W.  
 Washington, DC 20005-3096  
 Phone: 202.756.8000 MEF:dmd  
 Facsimile: 202.756.8087  
 Date: July 28, 2005



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**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Restriction Requirement  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of June 28, 2005 wherein restriction has been required, Applicant hereby elects Group I corresponding to claims 1-10 and 12-30. Applicants also submit herewith a Preliminary Amendment, which is intended to clarify the subject matter of the present invention. It is noted that the Preliminary amendment rewrites claim 1 as new claim 31. It is submitted that upon entry of the preliminary amendment, all pending claims are directed to the elected group.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty  
Registration No. 36,139

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as our correspondence address.

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**Date: July 28, 2005**